

# HOUSE . . . . . No. 2106

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By Mr. Wagner of Chicopee, petition of Joseph F. Wagner for legislation to establish a motor carrier advisory council. Transportation.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand and Five.

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### AN ACT RELATIVE TO THE CREATION OF A MOTOR CARRIER ADVISORY COUNCIL.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 156B of the General Laws, as appearing in the 2002  
2 Official Edition, is amended by inserting the following new  
3 section at the end thereof:—

4 Section 23. There is established a Motor Carrier Advisory  
5 Council, which shall serve as a forum for representatives of the  
6 motor carrier industry to meet with representatives of various state  
7 agencies responsible for the oversight, enforcement and regulation  
8 of the commercial transportation industry. The council shall:  
9 (1) make recommendations to eliminate the duplication of work  
10 among various state agencies; (2) make recommendations to pro-  
11 mote uniformity of enforcement policies; (3) encourage the consoli-  
12 dation of the state's efforts to regulate and oversee the operation of  
13 the commercial motor vehicles in the state by reviewing the feasi-  
14 bility of consolidating the issuing of the forms, decals, permits, reg-  
15 istrations, licenses and approvals required for the operation of  
16 commercial motor vehicles in the state from a central location;  
17 (4) consider the intrastate and interstate effects of state policies on  
18 the ability of Massachusetts motor carriers to compete with motor  
19 carriers based in other states; and (5) consider and make recommen-  
20 dations concerning any other matter deemed relevant by the council.

21 The Motor Carrier Advisory Council shall consist of the  
22 following voting members: at least one member from the Massa-  
23 chusetts State Police Truck Team, the Regional Director from the  
24 Federal Motor Carrier Safety Administration (FMCSA), at least

25 one member of the Massachusetts Registry of Motor Vehicles, one  
26 member of the Massachusetts Department of Environmental Pro-  
27 tection and at least one member from the Massachusetts Motor  
28 Transportation Association or its designees. The council shall  
29 elect a chairman, at the initial meeting of the committee, from its  
30 members who shall serve for a period co-terminus with the Gov-  
31 ernor. The chairman, or his/her designee, shall be responsible to  
32 organize each meeting, notify the members, formulate the agenda,  
33 provide a copy of the minutes following the meeting and such  
34 other duties as may be required. The council shall only make rec-  
35 ommendations or take actions by a majority vote of all members  
36 present and voting. The council may make recommendations as  
37 the council deems appropriate to the United States Congress, the  
38 Governor, the General Court or any related state agencies.

39 The council shall convene a meeting: (1) Prior to the commence-  
40 ment of each regular session of the General Court concerning leg-  
41 islative proposals of the various state agencies and the  
42 representatives of the motor carrier industry; (2) after the close of  
43 each regular session of the General Court concerning the impacts  
44 and implementation of any legislation affecting the motor carrier  
45 industry; and (3) at the call of the chairman or any other council  
46 member, provided the council shall meet, notwithstanding the provi-  
47 sions of subdivisions (1) and (2) of this subsection, at least quarterly.

48 The council shall solicit input from representatives of motor  
49 carrier related industries. Such representatives shall include, but  
50 not be limited to, the New England Bus Association (NEBA), the  
51 School Transportation Association of Massachusetts (STAM) and  
52 the Regional Motor Advisory Council.